

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

HARBIGE et al

Atty. Ref.: 604-706; Confirmation No. 1504

Appl. No. 10/756,761

TC/A.U. 1627

Filed: January 14, 2004

Examiner: Kantamneni, Shobha

For: TREATMENT OF NEURODEGENERATIVE CONDITIONS

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May 25, 2010

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL RESPONSE

This paper is supplemental to the Amendment filed on April 19, 2010. Attached for the Examiner's consideration is a Rule 132 declaration executed by Professor Giovannoni (the Giovannoni declaration).

The invention as claimed in claim 1 is directed to a method of treating a patient in need of therapy for multiple sclerosis (MS). The method comprises administering to that patient a therapeutically effective dose between 500mg/day and 700mg/day of a compound of formula I wherein R^1 , R^2 , R^3 , R^4 and R^5 are independently selected from hydrogen, trihaloalkyl and halo substituents; X^1 , X^2 and X^3 are independently selected from CH, CCH_2F , CCF_3 , CO alkyl, CCH_3 , and nitrogen, with at least two of X^1 , X^2 and X^3 being nitrogen; and Y^1 and Y^2 are independently selected from hydrogen, NH_2 and